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Civil Action No. 21-06903-AKH
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UNITED STATES DISTRICT COURT

NOTICE OF BROOKSIDE EQUITY PARTNERS LLC'S MOTION TO DISMISS THE CONSOLIDATED AMENDED COMPLAINT

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in support of Defendant Brookside Equity Partners LLC's ("Brookside") Motion to Dismiss the Consolidated Amended Complaint, the January 27, 2023 Declaration of H. Gregory Baker and the exhibits attached thereto, and all prior pleadings and proceedings in this action, Brookside, by its undersigned counsel, will move this Court, before the Honorable Alvin K. Hellerstein, at the United States District Court for the Southern District of New York, located at 500 Pearl Street, New York, New York, 10007, on a date and at a time to be determined by the Court, for an order dismissing with prejudice all claims asserted against Brookside in the Consolidated Amended Complaint pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6) and the Private Securities Litigation Reform Act of 1995, 15 U.S.C. § 78u-4 et seq., and for such other relief as the Court may deem just and proper.

Dated: New York, New York

January 27, 2023

Respectfully submitted,

PATTERSON BELKNAP WEBB & TYLER LLP

/s/ H. Gregory Baker

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